

CONFIDENTIAL RECORD SHEET  
REGISTRATION, SUBSCRIPTION, and STATISTICAL SERVICE  
BOY SCOUTS OF AMERICA

Date December 13, 1987

Full name John E. McGraw (Alias) John Earl Brannon - John Earl Welsch  
(No initials if you can possibly get full name)

Address \_\_\_\_\_

City Dallas State Texas Zip Code 75223

Date of birth 11/27/45 (This is important and should be exact.)

Approximate age 43 (To be used ONLY when date of birth is not known)

Religion unknown Nationality American

Occupation Teacher O.I.S.O. (Rhoads School)

Education: Degree in Education

Weight 155 Height 5' 9" Race Black

Color of hair Black Color of eyes Brown

Outstanding characteristics or interests \_\_\_\_\_

Married or single Single Children unknown

### Accounting Conventions:

<u>Unit No.</u>	<u>City</u>	<u>State</u>	<u>Office</u>	<u>Date registered</u>	<u>Date resigned</u>
1152	Dallas	Texas	S.M.	1983	

Special recognition Award of Merit, Scoutmaster Award of Merit  
feature story in October 1987 Scouting magazine - (Attached).

Suspended or denied registration for following reasons:

## CHILD MOLESTATION

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION,  
AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR,  
CONJECTURE OR SPECULATION):

~~CONFIDENTIAL~~

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Signed \_\_\_\_\_  
SCOUT EXECUTIVE

JAN 05 1980

1005201-1-12011M

CONF014074

JULY 6, 1988

William C. Gamble  
Scout Executive  
Circle Ten Council, No. 571

PERSONAL AND CONFIDENTIAL

SUBJECT: John E. McDowell

Dear Billy:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Confidential File.

Sincerely,

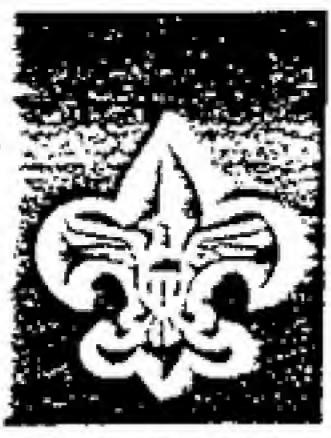
Paul Ernst, Director  
Registration Service

pam

cc: South Central Region

READY TO FILE  
JUL 7 1988  
ERIN O'LEARY

CONF014075



SCOUTING/USA

A program for Cub Scouts, Boy Scouts, and Explorers

National Office  
BOY SCOUTS OF AMERICA

[REDACTED] Irving, Texas 75038-3096

June 9, 1983

Mr. William C. Gamble  
Scout Executive  
Circle Ten Council, NO. 571

PERSONAL AND CONFIDENTIAL

SUBJECT: John E. McGraw

Dear Billy:

It has been several months since I received any material from you related to the above named individual. I don't know if any further information has been available since I don't see all of the news articles which may have appeared in the paper.

We would like an update at this time as to where this situation now stands. It certainly would help us to substantiate our refusal of registration.

Sincerely,

*Paul Ernst*  
Paul Ernst, Director  
Registration Service

eko

cc: South Central Region

*Active Adult Council  
W. Computer*

PLEASE NOTE NEW MAILING ADDRESS:  
Boy Scouts of America, [REDACTED]

Irving, Texas 75015-2079

CONF014076

# City must pay back to state \$261,695 for job program error

By Ed Housewright

Staff Writer

The city of Dallas will have to reimburse the state \$261,695 for a youth employment program because the 200 teen-agers involved were ineligible, officials said Tuesday.

The young people participated in the program from 1984 to 1987, said Edgar Jordan Jr., director of the city's Office of Minority Business Opportunity.

All the teen-agers technically were ineligible for the program, which placed them in entry-level jobs at a wide variety of firms, because they had quit school or graduated, Jordan said.

The guidelines of the Job Training Partnership Act, a federal program co-administered by state and local governments, require that the youths still be in school, he said.

City staff members involved in the program were not aware of that

requirement, Jordan said.

"It was a mistake, and we're now paying for it," he said. "Obviously there was a mistake in not having a very thorough understanding of the eligibility requirements. When I first heard about it, I was alarmed."

Officials with the Texas Department of Commerce discovered during a monitoring visit last year that all 200 youths who had taken part in the Tryout Employment Program in Dallas from 1984 to 1987 were ineligible, Jordan said.

City officials earlier this year tried to persuade state officials not to require the city to repay the money, saying the error was not intentional, Jordan said.

But a Department of Commerce official, in a letter to the city Feb. 9, said the criteria were clear and the city would be required to repay the money.

"I do not feel I can make an exception for any penalties resulting from

the violation of the JTPA," wrote John Geistweidt, deputy director for the workforce development division of the Texas Department of Commerce.

The employment program was continued this year, and all 31 youths who took part were enrolled in school and met the other criteria, Jordan said.

The city received about \$55,200 from the state for the program this year, he said.

City Council members will be briefed on the eligibility error at Wednesday's meeting.

"Programs that help break the poverty cycle are extremely important. Dollars for those programs are extremely rare," said council member Craig Holcomb. "We must be very careful with those dollars to make sure they are used in accordance with the rules of the program."

## Teacher convicted of molesting boys is sentenced to life in prison

By David Jackson

Staff Writer

A Dallas County jury on Tuesday sentenced a teacher and Boy Scout leader to life in prison for sexually molesting boys, although he insisted he was innocent and said he would appeal.

"I am innocent of this crime and I will be moving to the next step to prove my innocence," John Earl McGrew said at a news conference after the sentencing.

McGrew, 42, suggested he was the victim of a conspiracy, but would not elaborate.

Assistant District Attorney Faith Johnson, who prosecuted McGrew during the three-week trial before state District Judge John Ovard,

said she wasn't surprised at McGrew's protest of innocence.

"He's a typical fixated pedophile and he doesn't want to admit he's guilty," Ms. Johnson said.

McGrew, who taught at John J. Rhoads Elementary School in South Dallas, was arrested in December after an 11-year-old former student said the teacher fondled him in the classroom in the fall of 1984.

The jury convicted McGrew on Monday of one count of aggravated sexual assault of a child and two counts of indecency with a child.

After a punishment hearing Tuesday, the jury deliberated 90 minutes before sentencing McGrew to the maximum in each case: life for the sexual assault case and 20

years for each of the indecency cases, plus a \$5,000 fine in all three cases. The sentences are to run concurrently, Ovard said.

In addition to the three complaining witnesses, 13 other children testified that McGrew fondled them. Eight children testified on behalf of McGrew, saying he never touched them.

Defense attorney John Weddle asked jurors to place McGrew on probation, citing his numerous awards for work with the Boy Scouts and his selection as his school's 1986 Teacher of the Year.

Ms. Johnson and fellow prosecutor Jason January told the jury that probation would be ridiculous for such a crime.

## DEATHS

June 15, 1988

## Elementary school teacher convicted in child sex case

By David Jackson  
*Staff Writer*

A Dallas County jury on Monday found an elementary school teacher and Boy Scout leader guilty of one count of aggravated sexual assault and two counts of indecency with a child.

John McGrew, 42, named the 1986 teacher of the year at John J. Rhoads Elementary School, faces up to life in prison on the aggravated assault charge. A punishment hearing is scheduled to begin Tuesday.

The school district placed McGrew on a paid leave of absence after he was arrested in December. An 11-year-old former student said McGrew fondled him several times in the fall of 1984.

Police later filed a series of cases against McGrew, who maintained he was being falsely

accused.

More than 15 children testified for both sides during the trial, but prosecutors Faith Johnson and Jason January told jurors that the case boiled down to the credibility of the three complaining witnesses.

"These kids have withheld cross-examination," January said. "They have had many opportunities to back off their story, and they haven't."

Defense attorney John Weddle argued that the students were making up their stories at the urging of parents and prosecutors and said they "wanted to be part of an exciting event."

"If those were three adults telling those kinds of stories, you would dismiss this case out of hand," Weddle said.

Jury selection for the trial began May 13.

6-19-83 DALLAS, TX

# Teacher convicted of molesting boys is sentenced to life in prison

By David Jackson

*Staff Writer*

A Dallas County jury on Tuesday sentenced a teacher and Boy Scout leader to life in prison for sexually molesting boys, although he insisted he was innocent and said he would appeal.

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Ms. Johnson and fellow prosecutor Jason January told the jury that probation would be ridiculous for such a crime.

March 14, 1983

Mr. William C. Gamble  
Scout Executive  
Circle Ten Council, No. 571

PERSONAL & CONFIDENTIAL

SUBJECT: John E. McGraw

Dear Billy:

This is just a follow-up letter related to the above individual. I know a lot of publicity has appeared in the paper, but I do not always see all of it. I wondered if any further action has taken place since we have not had any information since January.

As any legal action takes place, we would like copies of newspaper clippings or court records so that we may complete this file.

Thank you for your help in protecting the youth of America.

Sincerely,

Paul Ernst, Director  
Registration Service

weak

cc: South Central Region

CONF014080

## Teacher held on indecency charges

By Al Brumley

Staff Writer

A Dallas elementary school teacher charged in December with aggravated sexual assault of a child, has been charged with three counts of indecency with a child, police said Wednesday.

John McGrew, 42, a third-grade teacher named teacher of the year for 1986 at John J. Rhoads Elementary School, was arrested without incident at his home at 8 p.m. Tuesday, said police investigator B.P. McGuire.

McGuire said the Police Department's investigation after McGrew's arrest in December led to the most recent charges, which cover a period of at least three years.

"Through the investigation, we came up with the other offenses filed against him," McGuire said. "As we were doing the investigation on the first offense, we talked to numerous kids that he's taught."

McGrew was arrested in December after an 11-year-old former student said McGrew fondled him in the classroom several times in the fall of 1984.

The student also said McGrew invited him to his house and sexually assaulted him. Police said the incidents came to light when the child was being treated by a psychiatrist.

McGrew was placed on a paid leave of absence after his arrest, as required by school district policy, said H.B. Bell, assistant superintendent for elementary instruction.

Police said two boys were living with McGrew when he was arrested in December, but the teacher said they were members of his Boy Scout troop who were visiting.

McGrew had been Scoutmaster of a South Dallas Scout troop for several years and has been temporarily suspended, according to William Gamble, executive director of the Circle 10 Council of the Boy Scouts of America.

Investigator McGuire would not say whether the students involved in the most recent charges are male, and he would not say where the alleged incidents occurred. He said police still are interviewing former students of McGrew.

"We're looking to see if there have been any other incidents," the police investigator said. "We didn't expect to find these. For the children's sake, we hope that's the end of it."

McGraw said he has been a Dallas teacher for seven years. Before that, he worked in the Los Angeles area for a consumer affairs office, he said.

Rhoads principal Barbara L. Patrick could not be reached for comment Wednesday.

McGraw was being held in the Starrett Justice Center on Wednesday in lieu of \$40,000 bail.

Staff writer Lori Stahl contributed to this report.

# Teacher accused of assault

Boy says he was fondled in class

By Lori Stahl  
Staff Writer

A Dallas elementary school teacher has been arrested and charged with aggravated sexual assault for allegedly fondling one of his students in class, police said Tuesday.

The incident occurred three years ago at J.J. Rhoads Elementary School, according to an 11-year-old boy who told authorities that he did not report it earlier because the teacher told him that he would get into trouble.

Police investigated the allegation for several days before arresting the teacher, John McGrew, at his home Dec. 18. He was selected teacher of the year at Rhoads this year, school officials said.

McGrew, 42, denied the sexual assault allegation, saying, "I was falsely accused."

Police said they plan to interview students and members of a Boy Scout troup headed by McGrew to determine whether other children wished to lodge similar complaints.

McGrew has been placed on a paid leave of absence as required by school district policy, said H.B. Bell, assistant su-

Please see TEACHER Page 20A

## The Dallas Morning News

Wednesday, December 30, 1987

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# Teacher accused in sexual assault

Continued from Page 17A

being treated by a psychiatrist. The superintendent for elementary instruction and child welfare officials were no longer involved in the case, Gamble said. McGrew was held in pretty high esteem by the principal and the police said two boys were living with McGrew when he was arrested but the teacher said they were members of his Boy Scout troop who were visiting. McGrew said he has been a Dallas teacher for seven years. Before he worked in the Los Angeles area for a consumer affairs office, he said.

The boy told authorities McGrew fondled him in class several times during the fall of 1984. The boy also said McGrew invited him to his house, where he was sexually assaulted.

Police said the incident came to light recently when the child was

"All of the reports that we've gotten were that he was doing an excellent job as scoutmaster," Gamble said. Police said they were checking to see whether McGrew has a criminal record.

McGrew has been scoutmaster of a South Dallas troup of Boy Scouts for several years. "The majority of the kids in my troup have been to my house on and off," he said. He was temporarily suspended until proven guilty. I am guilty until proven innocent," he settled, according to William Gamble, executive director of Circle 10 Council Boy Scouts.

Staff writer Joseph Garcia contributed to this report.

# Teacher accused in sexual assault

Continued from Page 1A.

perintendent for elementary instruction.

McGrew "was held in pretty high esteem by the principal and faculty," Bell said. Rhoads principal Barbara L. Patrick could not be reached for comment Tuesday.

McGrew said the boy who made the allegations "had some emotional problems" and said he hopes to prove the child was lying.

The boy told authorities McGrew fondled him in class several times during the fall of 1984. The boy also said McGrew invited him to his house, where he was sexually assaulted.

Police said the incident came to light recently when the child was

being treated by a psychiatrist. The physician told the child's mother and child welfare officials were notified.

Police said two boys were living with McGrew when he was arrested, but the teacher said they were members of his Boy Scout troop who were visiting.

McGrew has been scoutmaster of a South Dallas troop of Boy Scouts for several years.

"The majority of the kids in my troop have been to my house on and off," he said.

He was temporarily suspended from scouting until the matter is settled, according to William Gamble, executive director of Circle 10 Council Boy Scouts.

"All of the reports that we've gotten were that he was doing an excellent job as scoutmaster," Gamble said.

Police said they were checking to see whether McGrew has a criminal record.

McGrew said he has been a Dallas teacher for seven years. Before that, he worked in the Los Angeles area for a consumer affairs office, he said.

McGrew said he has been "torn up" about the allegations. "In a situation like this, I am not innocent until proven guilty. I am guilty until I can prove my innocence," he said.

Staff writer Joseph Garcia contributed to this report.

From the book of . . .

BILLY GAMBLE

Paul,

Enclosed is  
additional information  
to add to the material  
I recently sent you  
concerning John McGrew.  
Thanks for your help.

Billy



# Teacher-Boy Scout leader charged in sexual abuse of boy

Jori Montgomery  
and Marilyn Brown  
OF THE TIMES HERALD STAFF

A Dallas elementary school teacher repeatedly honored for his work with a South Dallas Boy Scout Troop has been arrested in connection with an alleged sexual assault of a former troop member and student, Dallas police said Tuesday.

Police said they arrested John E. McGrew, 42, on Dec. 18 on charges of aggravated sexual assault at his home in the [REDACTED] of [REDACTED]. He was released the same day from Lew Sterrett Justice Center after posting a \$7,500 bond, authorities said.

McGrew denied allegations that he fondled the boy, then 8, in his classroom at Joseph J. Rhoads Elementary School and again at his



McGrew

home in 1984. McGrew has requested that he be allowed to testify when the case goes before a grand jury.

"I didn't do it," McGrew said Tuesday. "I have never been arrested or approached by a police officer before."

The teacher, who received a proclamation from the Dallas City Council on Dec. 2 for his work with disadvantaged youths, is the focus of an intense investigation during which child abuse detectives plan to question every member of

Please see ARREST, B-5

## ARREST

From B-1

the troop he founded in 1984 and every child he has taught in third-grade classes for the past two years, said Capt. John Upton.

"The really sad part is that he seems to do a really good job" with the Scouts, Upton said, adding that investigators believe the troop gave McGrew access to "a multitude of potential victims."

Since his arrest, McGrew has been suspended as scoutmaster of Troop 152 by Circle Ten Council Boy Scouts of America, said William Gamble, Boy Scouts executive director. McGrew, who has taught with DISD for seven years, also is expected to be suspended with pay from his teaching post pending the outcome of his case, said H.B. Bell, the Dallas schools' assistant superintendent of elementary instruction.

"We haven't done anything yet," said Larry Ascough, special assistant to the superintendent of the Dallas Independent School District. "We were made aware that he might be arrested, but when we left work on Dec. 18, we had not been informed of the charges."

McGrew's friends and associates expressed shock.

The mother of the boy in question, now 11, said she had to seek counseling for her son, who recounted an attack to a psychiatrist earlier this month. The psychiatrist contacted officials at Dallas County Child Welfare, who called police Dec. 17. Police reports say the boy's third-grade teacher fondled the boy's genitals several times in the classroom during the fall of 1984. In November that year, the teacher invited the boy to stay overnight at his home until a Boy Scouts meeting scheduled for the next day, police said. During the night, the teacher took the boy to his bedroom and undressed himself and the boy, police said. The teacher then sexually assaulted the child and warned him not to tell his parents, police said.

Dallas Times Herald

Wednesday, December 30, 1987

CD 571

## NEWS ADVISORY

Date: December 18, 1987

Signed: *Frank Hebo*  
Frank Hebo

Time: 9:45 a.m.

SOURCE: William Gamble, Scout Executive  
Circle Ten Council  
Dallas, Texas

### THE FACTS:

John McGrew, Scoutmaster of Troop 152, a unit in Dallas, and a school teacher, was arrested today at his home. He is charged with child molestation.

The arrest follows a complaint by a youth under investigation for molesting his sister; questioning allegedly revealed a liaison with McGrew.

Gamble noted that McGrew's success in producing Eagle Scouts was the subject of an October '87 article in SCOUTING Magazine. He also holds the H. Ross Perot Award of the Dallas Independent School District for "excellence in teaching."

### ACTIONS OR RECOMMENDATIONS:

57L-50152-000968  
57L-38663-153345

*Rec'd from [unclear]  
[unclear] Nation [unclear]  
[unclear] 12/20/87  
[unclear]*

$\frac{d}{dt} \left( \frac{\partial \mathcal{L}}{\partial \dot{x}_i} \right) - \frac{\partial \mathcal{L}}{\partial x_i} = 0$

*Journal of the American Statistical Association*, Vol. 33, No. 191, March, 1938.

For the first time, we have been able to measure the effect of the magnetic field on the rate of the reaction.

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201 The Poets  
Paul Ernst  
J. Anglim

12-17-37

John McGraw - 252

L.F. - PRIVATE

John McGraw Tr. 152 Dallas

[REDACTED] Oct. 17 Austin

Trans City Chiropractic Society

M-255 1970 To Follow

Plaint

CONF014088

December 28, 1967

Mr. William C. Gamble  
Scout Executive  
Circle Ten Council, No. 571

PERSONAL & CONFIDENTIAL

SUBJECT: John E. McGraw

Dear Billy:

Thank you very much for the complete file which you sent us concerning the above-named individual. This will be most helpful to us in refusing registration at a later time should any attempts be made.

We would like the outcome of the legal action once this is completed. If no legal action is contemplated at this time, please let us know so that we may close the case. We appreciate your help concerning this item.

Thank you again for your work in protecting the youth of America.

Sincerely,

Paul Ernst, Director  
Registration Service

eaK

cc: South Central Region

READY TO FILE

DEC 28 1987

ERIN O'RILEY

CONF014089

~~CONFIDENTIAL~~

## PROSECUTION REPORT

DALLAS POLICE DEPARTMENT

CASE CONTROL NUMBER

F37-90504

DIVISION/SECTION

DISPOSITION

7. SERVICE \*

CITY/STATE

DATE

7-13-87

8. INVESTIGATOR

COURT

8. ARREST \*

C. L. Hallam #1837

DOCKET

7-13-87

9. INV'S WORK PHONE

METHOD

9. D.P.D. I.D.#

10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20.

REPORT  COMPLETEPRELIM SUPPL G.J.R. TYPE 

FILING

ADULT JUV 

11. IF SUPPLEMENT INDICATE TO: 12. DATE OF ORIG. REPT.

13. REASON FOR  
SUPPLEMENT:  ADD.  
INFO.  CORRECTED  
INFO.  NAME  
CHANGE COMPLETE  PRELIM.

14. FILED

WITH  D.P.D.  
LEGAL  
LIAISON

WALKED

THRU  
JUDGE

15. JUDGE

ON CALL

16. OTHER CO.

17. BY OFFICER

C. L. Hallam #1837

18. DATE

12-17-87

19. STATUS OF  
SUSPECT  ARRESTED20. AT LARGE 21. G.J.R. 22. LOCATION  
OF SUSPECT

At Large

23. ARRESTING  
OFFICER(S)&I.D.24.  WORKSHEET  
FILING

25. SUSPECT McGraw, John E.

26. 27. 28. 29. 30.

RACE S SEX M AGE 45 32

DOB 11-27-25

RESIDENCE [REDACTED]

31. 32. 33.

DATE OF ARREST TIME OF ARREST ADD. OF ARREST

34. 35. 36.

DATE OF OFFENSE 9-84/12-84 TIME OF OFF. 4:00 p.m.

ADD. OF OFFENSE [REDACTED]

37. COMPLAINANT [REDACTED]

38. HOW COMMITTED Fondled complainant's penis with hand and placed his penis between complainant's legs.

39. 40. 41.

RGE Aggravated Sexual Assault, 22.021, Felony First Degree

42. PROPERTY TAKEN &amp; VALUE

43. REL TO OWNER  
 YES  NO

44. EVIDENCE &amp; SEIZURES Testimony of complainant.

45. TAG#(S)

46. LOCA. EVID. NOW

47. RECORD CHECK none

48. ACCOMPLICES

RACE

SEX

DOB

49. FILED ON

50. P.E.S. CALLED

 YES  NO

51. SUMMARY

The complainant stated that during the Fall of 1984 (September to December), he was a third grade student at J. J. Rhoads Elementary School. The complainant states that during this time the defendant (his third grade teacher) placed his hand inside his (the complainant's) pants and fondled his penis on several occasions. The complainant states that these offenses occurred in the class room while the complainant was standing behind a defendant's desk. In November, shortly before Thanksgiving, the defendant, who is

52. MAGISTRATING  
INFORMATION WARNING  
FORM  
ATTACHEDMAGIS.  
BY  
JUDGE

DATE

BOND \$

 OUT  
BEFORE  
MAGIS.

METHOD

DATE

MAGIS.  
INFO NOT  
AVAIL

CLERK

DATE

53. DIVISION/SECTION SUPERVISORY APPROVAL SS. I.O.#

Sgt. J. Davidson

54. DATE

12-17-87

55. LEGAL LIAISON REVIEW

56. DATE

CONF014090

also the complainant's Scout Master, asked the complainant to go home with him the next day for a scout meeting. The complainant got permission from his mother and the next day went home with the defendant. When the complainant arrived at the defendant's home he played video games and basketball for a short time. The defendant then took the complainant in his bedroom and asked him to lay down on the bed. The defendant took the complainant's clothes off, then took his clothes off. The complainant stated that the defendant got on top of him and rubbed his penis (the defendant's) against his penis (the complainant's). The defendant then stuck his penis between the complainant's legs and moved up and down for a short time. The defendant got off the complainant and told the complainant to get dressed. The defendant got dressed and took the complainant home. The defendant told the complainant not to tell his parents because he would get into trouble. The complainant's mother [REDACTED] first learned of this offense when told by Dr. Frank Crumley, who is a child psychologist. Dr. Crumley notified Child Welfare. Child Welfare (Lynn Johnson) notified Investigator Hallam.

COMPLAINANT

[REDACTED]  
3/M/11

CCB:

P. C. Anderson Middle School  
[REDACTED]

This is the complainant on this offense. He can testify to facts in summary.

WITNESS

Dr. Frank E. Crumley  
[REDACTED]

This witness is the complainant's mother. She will testify that she took the complainant to see Dr. Crumley after the complainant had tried to have sexual intercourse with his sister, [REDACTED]. Dr. Crumley talked with complainant and informed [REDACTED] of sexual abuse. The complainant then told his mother about this sexual abuse.

WITNESS

Dr. Frank E. Crumley  
[REDACTED]

This doctor is the psychologist that examined the complainant. He told the complainant's mother about this sexual abuse and referred it to Child Welfare.

WITNESS

Ben Retta  
Texas Dept. of Human Resources  
[REDACTED]

This witness is the caseworker from Child Welfare assigned to this case. He interviewed this complainant and made video tape.

REPORTING/INVESTIGATING OFFICER

C. L. Hallam #1837  
Dallas Police Department  
Youth Section  
[REDACTED]

This officer was assigned this offense to investigate. He made the offense report, interviewed the complainant and witnesses, and prepared case for filing.

In case + Jan

John E. Brown John T. Walsh  
11/17/45

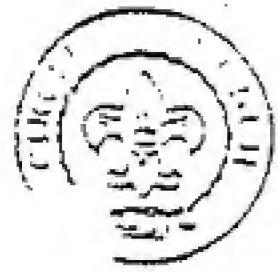
MEETING WITH JOHN MCGREW

By Billy Gamble

On December 21, 1987, District Scout Executive Ray Montgomery and I met with John McGrew. The purpose of the meeting was to hand deliver a letter to John stating that his registration with the BSA has been suspended.

We made sure that John understood that Scouting was not making judgement on his guilt or innocence.

John said that he would comply with the letter until such time that he could be reinstated.



# BOY SCOUTS OF AMERICA

CIRCLE TEN COUNCIL

Dallas, Texas 75223

December 21, 1967

Mr. John E. McGraw

[REDACTED]  
Dallas, Texas 75223

Dear Mr. McGraw:

After review, we have decided that your registration with the Boy Scouts of America should be suspended. We are therefore compelled to request that you sever any relations you may have with the Boy Scouts of America. A refund of your registration fee is enclosed.

You should understand that BSA membership registration is a privilege and is not automatically granted to everyone who applies. We reserve the right to suspend registration whenever there is a concern that an individual may not measure up to the high standards of membership the BSA seeks to provide for American youth.

If you wish to have this decision reviewed, please write to me within 60 days of the date of this letter, explaining your version of the facts supporting your claim that your registration as a BSA member should be reinstated. The procedures for review are attached.

Sincerely,

WILLIAM C. GAMBLE  
Scout Executive

WCG/lrc

Enclosure

cc: Richard Hart

PRESIDENT—Richard M. Hart

1ST VICE PRESIDENT—John L. Beck ASSISTANT SECRETARY—V. Alan Brinkley ATTY.—Vernon R. H. Marr William C. McCord George R. Schrader John F. Stephens Linus Wherry

TREASURER—Alvin H. Cloud

ASSISTANT TREASURER—A. H. Benjamin ATTORNEY—Robert F. Rutledge IMMEDIATE PAST PRESIDENT—W. Hebert Hunt

Council No. 571

COMMISSIONER—Harold R. Ashby

CONF014093

# John McGrew's Flock of Eagles

BY BILL SLOAN

Photographs by Vince Heptig

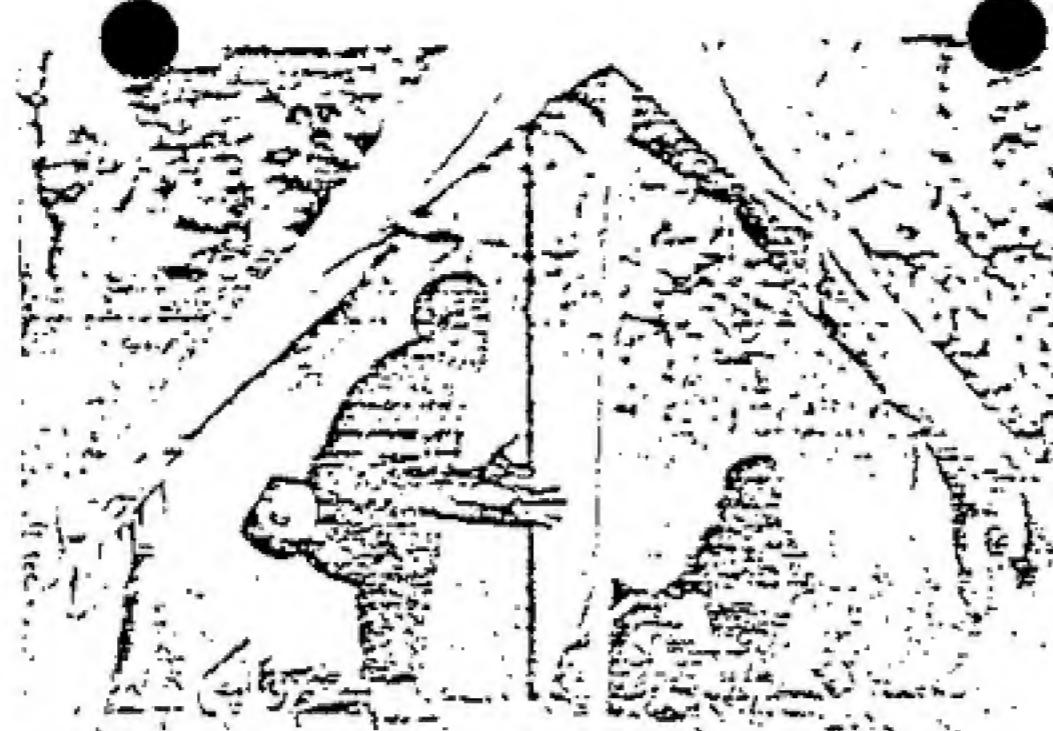


At their housing project, some of John's troop members, plus two admirers, relax for a group photograph.

**E**agles don't flock," an old saying goes. "You have to catch them one at a time." Where America's majestic national bird is concerned, the saying is doubtlessly correct, but when it comes to Eagle Scouts, Scoutmaster John McGrew has proof that it doesn't always hold true.

During the summer of 1987, McGrew's Troop 152 produced its own "flock" of six new Eagle Scouts out of a total active membership of 16 boys. And while a few other troops may have equaled this feat from time to time, none had ever done it with a group of fatherless "street kids" in the teeming, mostly black neighborhoods on the south side of Dallas, Tex., until John McGrew came along.

By and large, Boy Scout troops don't flourish in South Dallas, an area where crime, poverty, broken homes, and hopelessness are day-to-day realities. In South Dallas, the vast majority of all youngsters grow up in one-parent families. Life is hard at best. Many "good boys" are under heavy pressure by the age of 12 or 13 to spend what spare time they have outside of school earning a few extra dollars to help support their families. And many other boys find themselves inexorably drawn toward the kind of trouble that seems to lurk on every street corner.



John and [REDACTED] have a chat during break time.

Crime and poverty and broken homes are commonplace in South Dallas. Yet, in this bleak setting, Scoutmaster John McGrew has shown his boys the way to a better life.

South Dallas is also a highly transient community. Those who are financially able to leave it often do; many who stay do so because they have no other choice. It is a place where "Be prepared" can mean to be wary, suspicious, and ready to run or fight for survival.

In this environment, Scouting does not easily take root, and the 29 troops that comprise the Circle Ten Council's Comanche District in South Dallas face their own continuous battle to survive. For more than 15 years prior to the summer of 1987, not a single Comanche District Scout had attained the Eagle rank, and

as far back as current district records go, there had been only one Eagle Scout in the entire history of the minority district.

But all this was in the "BJM" era—before John McGrew. In the three years since he organized Troop 152, a promising new era has dawned in the Comanche District, one that stands to reach far beyond the two dozen or so youngsters who have been members of the troop during that time and exert a positive influence on all of South Dallas.

As Raymond Montgomery, the Comanche District's senior district Scout executive, puts

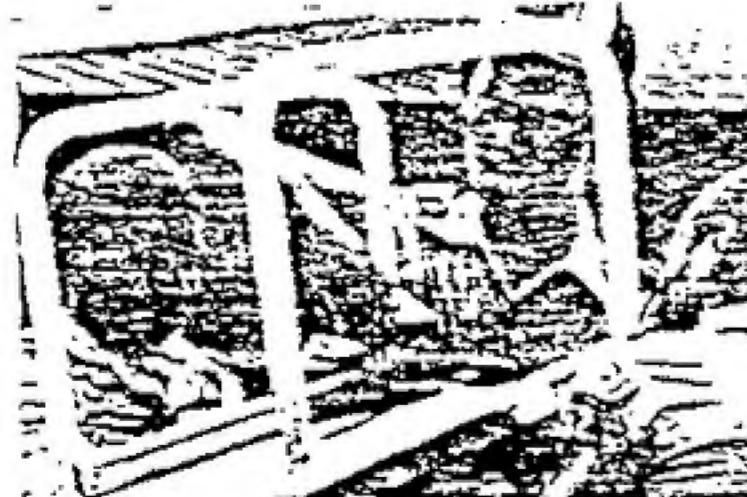
it: "John's total personal dedication and genuine love for these kids is not only producing Eagle Scouts today; it's also building a nucleus of future adult Scout leaders for tomorrow. Scouting has done a lot for these boys, and we're asking them to give something back to Scouting. Because of John's example, many of them are willing to do that, and it's going to give a big boost to our program."

If there is a "secret formula" to McGrew's success, it is a special blend of hard work, long hours, straight talk, willingness to listen, and—most important—caring and continuous involvement with every boy in his troop.

"It's simple," he says. "You've got to love what you're doing and be a living example to the kids of what you're trying to do. There are lots of negative things thrown at a boy growing up in South Dallas, lots of defeats and dead ends and disappointments. It gets to the point where it's hard to trust anybody. I try to help them with their problems, but I never interfere or offer advice unless they ask me. I give them the facts, tell them the truth, and don't try to fool them. Anytime I make a promise, I do my best to keep it."

Being a Scoutmaster is a 24-hour-a-day, seven-day-a-week job as far as McGrew is con-

(continued on page 60)



(Above) John joins [REDACTED] left, and [REDACTED] as they put together a slide for kids at a South Dallas elementary school. (Left and right) John and Scouts take a walk to the lake at Camp Cherokee. Later [REDACTED] left, and [REDACTED] set up their tent for the night.



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#### Flock of Eagles (from page 15)

carned. As Montgomery notes: "John only holds formal troop meetings once a week, but he sees most of his boys every single day. If he doesn't see a kid for some reason, he expects that kid to call him and tell him what he's doing. If he doesn't, he'll certainly hear about it the next time John sees him."

McGrew has always been an independent, pioneering sort of person, and his willingness to venture into new and "different" areas has taken him on a long, circuitous route from the small southern Louisiana town of Abbeville, where he grew up. It took him first to Grambling State University, where he earned a degree in education, but then decided not to use it. Instead, he took a job with Dow Chemical Company and moved to California. Later, he went to work for the City of Los Angeles, but gradually realized there was something missing.

"I kept wondering, 'What am I doing here? What's my purpose in life?' Then one day I stopped to talk to some kids on the street, and I realized I belonged back in the classroom, working with young people," he says.

McGrew moved to Dallas, got a teaching job, and six years ago became the only male faculty member at Joseph J. Rhoads Elementary School—and later the only one to wear a BSA beret and full Scout uniform to class every Friday. In 1984, Troop 152 was chartered to Rhoads which already had an active, highly successful Cub program, and since then McGrew and his red beret have become two of the school's most familiar symbols.

This past spring, McGrew was honored as his school's "Teacher of the Year" by his fellow faculty members and was also the Rhoads nominee for the Dallas school district's most prestigious tribute to an educator, the H. Ross Perot Award for excellence in teaching.

Says Rhoads Principal Barbara Patrick: "John McGrew is an extraordinary individual who exemplifies the belief in hard work, self-sufficiency, and an adherence to a strict code of honor. He is cognizant of the importance of providing a degree of constancy in the lives of young black males in communities such as ours."

As proud as he is of this professional recognition, though, McGrew is perhaps even prouder of the awards amassed by his Scout troop since its inception. These include designation as an honor troop for three straight years, the only National

Camping Award ever given to a South Dallas troop, and the prestigious Baden-Powell Award, given annually at the district level and named in honor of Scouting's founder.

In recognition of their excellence in Scouting, Troop 152 was also invited to lead Dallas's 1987 march of Kids Against Drugs, a parade made up of more than 3,000 participants. Not surprisingly, McGrew has received the Comanche District's Scoutmaster of the Year award for all three years of his troop's existence. He also holds the district Award of Merit.

McGrew also organized the first Order of the Arrow chapter in South Dallas. But the most important recognition of all came this summer when six troop members completed their Eagle requirements and advanced to Scouting's highest rank.

"Earning my Eagle award is the high point of my whole life," says 14-year-old [REDACTED] one of the six. "My mom pushed me all the way, and I never could have made it without Mr. McGrew, but it's something I can honestly say I earned myself. I feel really good about that."

"Being an Eagle Scout is important to me because it means I've learned a lot," adds [REDACTED] 13, senior patrol leader and charter member of the troop. "Mr. McGrew's been like a father to all of us. If it hadn't been for him, I never would have thought much about going to college. Being around him has made me want to be a Scoutmaster myself when I get old enough."

McGrew's life-long fondness for the outdoors in general, and for camping in particular, has been the major vehicle that has carried the Scoutmaster and his troop to so many outstanding accomplishments in such a relatively short time.

"Just like most of the kids in South Dallas, I never had a chance to camp when I was a boy," he recalls. "There was no Scouting program for blacks in Abbeville back then, but once I was out of college and on my own, I started camping all the time. Actually, I didn't know much about the Boy Scouts until I came to Rhoads, and the Cubmaster here, Kelvin Beckham, asked me to go to summer camp with some Scouts."

McGrew spent a week with the group at Camp Cherokee near Athens, Tex., and was so impressed by the experience that he organized Troop 152 the following fall with the idea of giving more youngsters an opportunity to enjoy the outdoors.

"The kids and I have learned Scouting together," he says, "and we've learned to do it by the book. Not one of these boys had ever been on an overnight camp-out

but it didn't take long for them learn how much fun it is. Their first camping trip was to a park right outside Dallas and was just to give them a taste of what it was like, but it was a real education for them."

For the past two years, the troop has averaged at least one two-night camp-out per month, and in addition to frequent trips to Camp Cherokee, they have also visited Dinosaur Valley State Park near Glen Rose, Tex., and campgrounds at Lake Whitney, Lake Texoma, and Lake Fairfield.

In addition to their regular week-long stay at Scout camp this summer, McGrew loaded a dozen members of the troop into his well-traveled brown van and took them on a 10-day trip throughout Texas. They visited the State Capitol in Austin, the Alamo in San Antonio, the LBJ Space Center in Houston, the beaches in Galveston, and took a side trip across the Rio Grande to Mexico.

"We camped out every night, but it was much more than just a camping trip," says McGrew. "Only one of the boys had ever actually seen a beach before, and most of them had never been to any of those other places. I wanted to give them this experience. It helped them learn a lot about the history, sociology, and politics of their state. It's amazing how many South Dallas kids never get out of their own neighborhood, never get a chance to get any farther from home than the shopping center down the street."

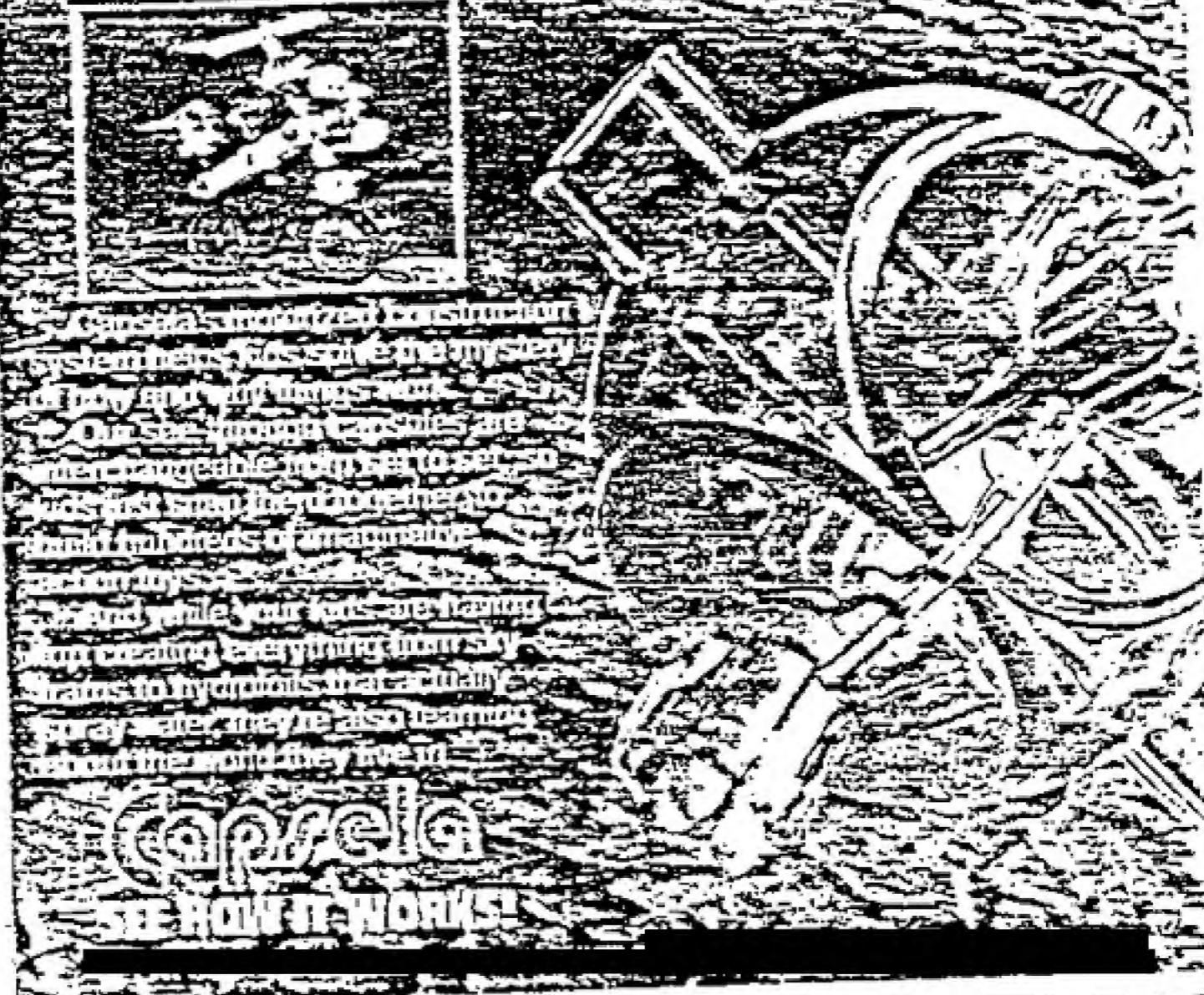
The Cub Scout program directed by Beckham, who also serves as McGrew's only assistant Scoutmaster, serves as an effective "feeder" for the troop, but the camp-outs and trips have been another key factor in attracting new members and keeping the troop thriving. "It doesn't take long for the word to get out about how much fun we're having," the Scoutmaster says.

With McGrew, however, the education process is also part of every activity the troop undertakes. The fun is balanced with learning and such service projects as the block-by-block cleanup campaign carried out by the troop this past spring, in which they picked up trash, cut grass and weeds, and planted flowers.

"There's so much these young men need to know," he says. "I tell them straight out that the only way a black man is going to make it in this world today is to get an education. I tell them if they want to go to college when the time comes, I'll help them find a way."

"But there are other things they need to know, too—things you don't necessarily find in a textbook. I try to teach them

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practical things about having a bank account, applying for credit, paying bills, and handling money. We talk realistically about the problems they face, about drugs, alcohol, sexual relationships, the whole bit. I don't try to cram religion down their throats, but we talk about that, too, and about how they ought to treat their fellow man."

Like the vast majority of South Dallas youngsters, every one of McGrew's new Eagles is being raised by a working mother and is without a father in the home. "These mothers are doing their very best for their children," McGrew says, "but not many women can really teach their sons everything they need to know about a man's responsibilities. These boys don't have very many good male role models. I try to fill that role as well as I can, and I try to make them understand responsibility. I try to teach them how to live."

Scouting, too, is a vital part of the total educational process, McGrew emphasizes. "I firmly believe that if these young men can successfully complete the service projects and the 21 merit badges required to become an Eagle," he says, "there's absolutely no reason why they can't be successful in life."

Of necessity, the typical boy in South Dallas becomes tough and street-wise at an early age. Some get into serious trouble with the law while they are still in elementary school. Some have lengthy criminal records by the time they reach their early teens. But McGrew makes it clear that nobody is excluded from Troop 152 as long as he conforms to troop rules and standards.

"It's been a struggle with some of them," he says. "I had one kid who seemed to hate the whole world and mistrusted everybody. He got so mad at me for trying to keep him in line that he quit the troop to get away from me. But later on, he came back and became one of my strongest leaders."

Two other boys were admitted to the troop despite the fact that they were on probation and had to meet every week with their juvenile officers. McGrew saw that they made every meeting, even when he had to drive them back to Dallas in the middle of a camp-out on one occasion. Their probation has now been completed and they have had no further problems. "One of those kids was on his way to prison when John intervened," says Ray Montgomery. "Now he's going to college instead."

McGrew explains his feelings about troubled youngsters this way: "Obviously, the kid who is always well-behaved and well-adjusted, makes As in

school and goes to church every Sunday is always welcome in our troop, but the other kind of kid deserves a chance, too."

Financially, Troop 152 has traveled a rocky road ever since it was founded, and McGrew has spent thousands of dollars of his own money to see that each of his Scouts is adequately clothed and equipped and that each is able to participate in all troop activities. Boys who want to become Scouts but can't afford uniforms are quietly taken aside by the Scoutmaster and told that uniforms will be provided. McGrew also frequently buys shoes for kids who might otherwise have to go to school barefoot. And using mostly castoff parts, many of which "came out of trash dumpsters," he has provided rebuilt bicycles for several boys who had none.

"Fortunately, I had a lot of the camping equipment we needed when we started out," McGrew says. "Some of the mothers help keep the uniforms in good shape, and the kids have become very skilled money-earners, too." It takes about \$1,300 to send Troop 152 to summer camp, and the troop members have raised that amount for the past two years through door-to-door sales.

The troop's continued growth is virtually assured with seven Webelos Scouts from Beckham's Cub Scout pack scheduled to join its ranks this fall. Meanwhile, Scout leaders in South Dallas also expect the number of Eagles in the troop to continue growing, as well. According to Montgomery, as many as four other Troop 152 Scouts may pass the Eagle requirements by next year.

"It's kind of contagious," McGrew says. "The rest of the boys really started getting busy when they found out that six of their friends were going to be Eagle Scouts. So far, it's been beautiful."

Lots of people have wondered just what kind of reward John McGrew wants for all his work and effort with a group of boys that many people might have written off as losers from the beginning. "What's in it for him?" they ask. In response, he makes it clear that the Eagle awards, as important as they are and as scarce as they have historically been in South Dallas, aren't the only goals.

"What do I expect in return?" he asks rhetorically. "I expect a high school diploma, at least, for every one of these kids. I expect responsible citizens who will one day pay Scouting back for what it's done for them. I expect that much. In fact, I demand it."

And based on what he has accomplished thus far, you have to believe that John McGrew's "flock" will live up to his expectations.

P.S. I saw the "Day One" piece on BSA and thought it really unprofessional that Forrest Sawyer made it look like ABC uncovered the scandal. You should have been credited. I, however, loved Sawyer's look of disgust during his entire interview with Blake Lewis!!

Pat -

Here's another case for your records.

Hope all is well with you and with the book!

Mary Hull

J

Dallas Morning News  
8-20-93

ABC #1044

**Parents alleging sex abuse sue DISD, Scouts**

■ The parents of four boys who allege that they were sexually abused by a former Boy Scout leader and third-grade teacher at a Dallas elementary school filed a negligence lawsuit Thursday against the Dallas Independent School District and the Boy Scouts of America. The parents, who filed the suit anonymously, allege that John Earl McGrew abused their sons between 1982 and 1988 while he was a teacher at J.J. Rhoades Elementary School and a Scout leader. In June 1988, Mr. McGrew was given a life sentence and two 20-year prison terms in the molestations. Acting Superintendent Chad Woolery said he was not aware of the suit, filed in state court. Boy Scout officials could not be reached.

8-20-93

CONF014100

93 - 8721

Cause No.

FILED

IN THE DISTRICT COURT

Mrs. Doe, as next friend of  
John Doe, Joe Doe, Jack  
Doe and James Doe

AUG 19 P 1:54

4-160th

Plaintiffs,

v.

JUDICIAL DISTRICT

Dallas Independent School District,  
John Earl McGrew, The Boy Scouts  
of America, Circle Ten Council  
Boy Scouts of America, J.J. Rhoads  
Elementary School, Linus Wright,  
Marvin Edwards, and Barbara Patrick,

Defendants.

DALLAS COUNTY, TEXAS

PLAINTIFFS' ORIGINAL PETITION

I.

NATURE OF ACTION

1. This is an action for declaratory relief and for damages wherein  
Plaintiffs, Mrs. Doe as next friend of John Doe, Joe Doe,  
Jack Doe and James Doe,

[hereinafter referred to  
also as "young men and parents," "young men" or "parents"], contend that the  
Defendants, John Earl McGrew, Dallas Independent School District, The Boys  
Scouts of America, Circle Ten Council Boy Scouts of America and J.J. Rhodes  
Elementary School, Linus Wright, Marvin Edwards and Barbara Patrick acting  
under color of state law and with malicious intent, deprived Plaintiffs of  
rights secured by the due process and equal protection clauses of the  
Fourteenth Amendment to the U.S. Constitution and guaranteed by 42 U.S.C.  
Section 1983 and 1988; rights secured by Title VI of the Civil Rights Act of  
1964, 42 U.S.C. Section 2000(d); rights secured by Title IX of the Education

PLAINTIFFS' ORIGINAL PETITION - Page 1

CONF014101

Amendments of 1972, 20 U.S.C. Section 1681; and rights secured by Texas common law.

II.

JURISDICTION AND VENUE

2. This Court has jurisdiction of Plaintiffs' claims arising under state law as all claims derive from a common nucleus of operative facts such that Plaintiffs would be expected to try all claims in a single judicial proceeding.

3. This Court has pendent jurisdiction of Plaintiffs' claims arising under the United States Constitution and statutes pursuant to 28 U.S.C. Sections 1331, 1343, 2201, and 2202.

4. Venue is proper in this Court since many of the occurrences subject of this suit occurred in Dallas County.

III.

PARTIES

5. The plaintiffs, young men and parents, are citizens and residents of Dallas, Dallas County, Texas. At all times pertinent to this action, the young men were students in the Dallas Independent School District.

6. Plaintiffs seek to bring this action under the fictitious names of "John Doe, Joe Doe, Jack Doe and James Doe" to protect them from the potentially harmful effects of publicity in this case. This case arises out of sexual abuse of Plaintiffs, John, Joe, Jack and James Doe, by Defendant McGrew, a teacher at a J.J. Rhoads Elementary School. Plaintiffs, ask that the identity of the young men not be disclosed except to the Court, the parties, and to such others as may be necessary to the prosecution of this action; under an appropriate protective order.

7. Defendant Dallas Independent School District is a public school district and political subdivision of the State of Texas, duly established and incorporated under the laws of the State of Texas as an independent school district. Defendant Dallas ISD is a person within the meaning of 42 U.S.C-

Section 1983. Defendant, J.J. Rhoades Elementary School, is a school located within and part of the Dallas Independent School District and is located at 4401 Second Avenue, Dallas, Texas 75210. Defendant Dallas ISD is an education program or activity receiving Federal financial assistance within the meaning of 42 U.S.C. Section 2000d and 20 U.S.C. Section 1681. Dallas ISD may be served by serving its superintendent, Chad Woolery, [REDACTED], Dallas, Texas 75204.

8. Defendant, Linus Wright was the duly appointed superintendent of the Dallas ISD from 1982-1987. As superintendent, Mr. Wright was responsible for the day-to-day operations of Dallas ISD, including supervision of personnel, as provided for by Dallas ISD policy and state law. Defendant Wright is a policy-maker of Defendant Dallas ISD as determined by state law. Mr. Wright is sued in his official and individual capacities and he may be served at his office at [REDACTED] Dallas, Texas 75202.

9. Defendant, Marvin E. Edwards, was the duly appointed superintendent of the Dallas ISD from 1988-1993. As superintendent, Mr. Edwards was responsible for the day-to-day operations of Dallas ISD, including supervision of personnel, as provided for by Dallas ISD policy and state law. Defendant Edwards is a policy-maker of Defendant Dallas ISD as determined by state law. Mr. Edwards is sued in his official and individual capacities and he may be served at his office at [REDACTED], Dallas, Texas 75202.

10. Defendant, Barbara Patrick, at all times pertinent to this action, was the duly-appointed principal for J.J. Rhoades Elementary School. Defendant, Barbara Patrick, held the responsibility and authority for the day-to-day operations at J.J. Rhoades Elementary School, including supervision of personnel, as provided for Dallas ISD policy and state law. Defendant, Barbara Patrick, is a policy-maker of Defendant Dallas ISD as determined by state law. Ms. Patrick is sued in her official and individual capacities and she may be served at [REDACTED] Dallas, Texas 75216.

11. Defendant John Earl McGrew, at all times relevant to this action, was a duly-appointed teacher at J.J. Rhoades Elementary School and cub scout

leader for The Boy Scouts of America. Defendant McGrew was a scout master for the Circle Ten Council of The Boy Scouts of America. Defendant McGrew is sued in his official and individual capacities and can be served through the Texas Department of Criminal Justice, [REDACTED] Huntsville, Texas 77348; Texas Department of Corrections Number 489337.

12. The Boy Scouts of America is a national corporation and may be served by serving its president, office or manager at [REDACTED] Irving, Texas 75038. Defendant Circle Ten Council Boy Scouts of America is a local chapter of The Boy Scouts of America. Circle Ten Boy Scouts of America can be serving its president, manager or agent at [REDACTED] Dallas, Texas 75235.

IV.

FACTUAL BACKGROUND

13. The young men were enrolled in the Dallas Independent School District at all times pertinent to this action. Plaintiffs were required to attend J.J. Rhoades Elementary School pursuant to Texas Education Code, Section 21.032. Defendant John Earl McGrew was assigned to teach third grade subjects to the young men. In addition, he was the scout master for some of the young men.

14. Defendant McGrew engaged in an inappropriate pattern of sexual conduct and contact with Plaintiffs, which took place over the period of different school years including the 1982-1983, 1983-1984, 1984-1985, 1985-1986, 1986-1987, 1987-1988 school years with the young men.

15. Defendant McGrew's behavior, as described above, continued and escalated throughout the time he worked for the J.J. Rhoads Elementary School. Defendant McGrew called the third-grade boys to his desk at various and different times for the purpose of "testing them." Mr. McGrew's tests included fondling of the young men's genitals during class hours. In fact, Mr. McGrew conducted some of these tests in the presence and in the sight of other children. Further, when one of the victims of the assault became humiliated and tried to run back to his seat, Mr. McGrew encouraged other

children, who had already been "tested," to joke and laugh at the boy's shyness. Mr. McGrew invited the young men to his house for the purpose of committing other lewd acts with the same-sex elementary aged children. The grossly inappropriate behavior even occurred on camping trips with the Boy Scouts of America scout groups. Defendant McGrew engaged in these sexual acts with Plaintiffs both on school property and during school hours, as well as off school property and after school hours. Defendant McGrew engaged in these lewd acts while on camping trips sponsored by The Boy Scouts of America and Circle Ten Council of the Boy Scouts of America.

16. Defendant McGrew wholly took advantage of impressionable youth who, as elementary school children, had no capacity to consent or even understand the deviant conduct.

17. Defendant McGrew had a pattern of explicit conduct with minors which extended even before he was employed by the Dallas ISD.

18. Employees and supervisors for the Dallas ISD were negligent and grossly negligent in conducting a background check on Defendant McGrew and in hiring Defendant McGrew and in keeping him on staff at J.J. Rhoads Elementary School.

19. Employees and volunteers for The Boy Scouts of America and the Circle Ten Council of the Boy Scouts of America were negligent and grossly negligent in conducting a background check on Defendant McGrew and in selecting Defendant McGrew as scout leader and in continuing to endorse a pedophilic cub scout leader.

20. Defendant McGrew was convicted on different counts of sexual abuse of children at J.J. Rhoads Elementary School.

21. Defendant McGrew's improper, abusive and coercive conduct toward Plaintiffs has caused Plaintiffs to suffer extreme physical, emotional and psychological harm. As a result, Plaintiffs have had to seek professional counseling.

22. Defendant McGrew's sexual involvement with Plaintiffs was not the first instance of his inappropriate conduct with elementary school children

enrolled at J.J. Rhoades Elementary School and the programs sponsored by the Boy Scouts of America and the Circle Ten Council of the Boy Scouts of America. Defendant McGrew behaved in an improper sexual manner with other students prior to or during his involvement with Plaintiffs.

23. Defendants, Wright and Edwards, had actual and/or constructive knowledge of Defendant McGrew's inappropriate and sexual involvement with male students generally and Plaintiffs in particular.

24. Defendant McGrew routinely touched male students inappropriately -- hugging them excessively placing his arms around their waist and hands in their pants-- in the classroom at J.J. Rhoades Elementary School. In addition, faculty, students, and parents at the school spoke to Defendants Wright and Edwards about Defendant McGrew's inappropriate behavior toward male students on several occasions as early as the 1982-1983 school year. Defendants Wright and Edwards did not indicate serious concern about Defendant McGrew's practices at any time prior to 1987: he did not adequately investigate Defendant McGrew's activities, he did not formally or informally reprimand Defendant McGrew's, he did not document any complaints received, and he did not terminate Defendant McGrew.

25. Defendants Barbara Patrick, Edwards, Wright and Dallas ISD had actual and/or constructive knowledge of Defendant McGrew's inappropriate and sexual involvement with male students generally and Plaintiffs in particular.

25. Despite Defendants Barbara Patrick, DISD's and The Boy Scouts of America's knowledge of Defendant McGrew's propensity for, and actual engagement in, inappropriate and sexually suggestive behavior with minor male students enrolled at Dallas ISD, these Defendants took no action to seriously investigate allegations of wrongdoing; to document allegations of wrongdoing; to monitor Defendant McGrew's behavior toward male students generally and Plaintiffs in particular; or to stop Defendant McGrew from engaging in such behavior.

26. Defendants Barbara Patrick, Edwards, Wright, The Boy Scouts of Americas and DISD failed to affirmatively adopt a policy pertaining to the

handling of allegations and instances of sexual harassment, sexual abuse, and/or improper sexual behavior between teachers and students; failed to effectively and promptly investigate complaints of Defendant McGrew's improper behavior toward male students; and failed to promptly report suspected child abuse.

V.

FIRST FEDERAL CAUSE OF ACTION

27. Paragraphs 1-26 are incorporated herein by reference,

28. The above-described acts of Defendants McGrew, Barbara Patrick, Edwards, Wright, Dallas ISD, The Boy Scouts of America and the Circle Ten Council of the Boy Scouts of America, acting jointly and singly, subjected Plaintiffs to sexual abuse, harassment, and intimidation by Defendant McGrew, and deprived Plaintiffs of their right to be free from bodily harm and sexual abuse in violation of the due process and equal protection clauses of the Fourteenth Amendment to the U.S. Constitution as guaranteed by 42 U.S.C. Sections 1983 and 1988.

29. Further, Defendants' actions discriminated against Plaintiffs on the basis of sex, and deprived Plaintiffs of their right to equal protection as guaranteed by the 14th Amendment to the U. S. Constitution and 42 U.S.C. Section 1983 and 1988.

30. Defendants' actions complained of herein were in excess of any authority granted them by law, and were without justification or excuse in law.

31. Defendant McGrew acted intentionally, willfully, knowingly and purposely, with the specific intent of depriving Plaintiffs of their Fourteenth Amendment rights.

32. Defendants Barbara Patrick, Edwards, Wright, Dallas ISD, The Boy Scouts of America and the Circle Ten Council of the Boy Scouts of America were grossly negligent in their supervision of Defendant McGrew and in their failure to seriously investigate, monitor, or otherwise respond to allegations of wrongdoing by Defendant McGrew when these Defendants had actual and/or

constructive knowledge of Defendant McGrew's behavior.

33. Defendants Barbara Patrick, Edwards, Wright, Dallas ISD, The Boy Scouts of America and the Circle Ten Council of the Boy Scouts of America adopted and maintained a practice, custom, or policy of reckless indifference to instances of known or suspected sexual impropriety and/or abuse of Plaintiffs. Defendants acted with deliberate and conscious indifference to Plaintiffs' constitutional rights. Defendants Wright, Edwards and Barbara Patrick actions were taken pursuant to a policy or custom of Defendant Dallas ISD.

VI.

SECOND FEDERAL CAUSE OF ACTION

34. Paragraphs 1-33 are incorporated herein by reference.

35. Defendant Dallas ISD, in subjecting Plaintiffs to sexual harassment and sex discrimination, deprived Plaintiffs of their rights as guaranteed by Title VI of the Civil Rights Act of 1964, 42 U.S.C. Section 2000(d) and Title IX of the Education Amendments of 1972, 20 U.S.C. Section 1681.

VII.

RELATED STATE LAW CLAIMS

36. Paragraphs 1-35 are incorporated herein by reference.

37. Defendant McGrew's actions in subjecting Plaintiffs to sexual assault and abuse constitute assault, intentional infliction of emotional distress, false imprisonment, defamation and an invasion of privacy in violation of the common laws of the State of Texas.

38. Defendant McGrew acted knowingly, purposely, maliciously, and with intentional disregard for Plaintiff's rights.

VIII.

INJURY

39. Paragraphs 1-38 are incorporated herein by reference.

40. As a result of the foregoing acts committed against Plaintiffs by Defendants, Plaintiffs have suffered, and will continue to suffer, physical

harm, severe and permanent psychological damages; including injury to their names, character and reputation; embarrassment and humiliation; injury to their academic progress; and injury to their emotional development. Further, Plaintiffs have been deprived of the rights and privileges guaranteed to them as citizens of the United States, the State of Texas, and as students in our public schools.

41. Plaintiffs have incurred, and will incur monetary damages as a direct and proximate result of Defendants' unlawful acts as described herein.

42. Plaintiffs have incurred, and will continue to incur, attorneys' fees and costs in order to vindicate their rights.

PRAYER FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully requests that this Court advance this case on the docket and order a speedy hearing thereon; and upon such hearing:

1. Enter a judgment declaring that the actions of Defendants McGrew, Barbara Patrick, Edwards, Wright, Dallas ISD, The Boy Scouts of America and the Circle Ten Council of America as complained of herein violated Plaintiffs' rights to be free from bodily harm, sexual abuse, and sexual discrimination as guaranteed by the 14th Amendment to the U.S. Constitution and 42 U.S.C. Section 1983;

2. Enter a judgment declaring that the actions of Defendant Dallas ISD, and its agents, as complained of herein violated Plaintiffs' right to equal treatment on the basis of sex as guaranteed by Title VI of the Civil Rights Act of 1964, 42 U.S.C. Section 2000 (d) and Title IX of The Education Amendments of 1972, 20 U.S.C. Section 1681.

3. Enter a judgment declaring that the actions of Defendant McGrew as complained of herein constitute assault, intentional infliction of emotional distress, false imprisonment, and as invasion of privacy against Plaintiffs in violation of the common laws of the State of Texas;

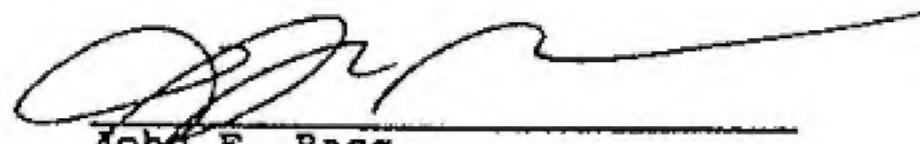
4. Grant Plaintiffs a judgment against all Defendants for all lawful damages, both compensatory and punitive with pre- and post-judgment interest

as allowed by law, caused by Defendants' unlawful actions;

5. Grant Plaintiffs their reasonable attorneys' fees and costs of court; and

6. Grant Plaintiffs such additional relief as the Court deems proper and just.

Respectfully submitted,



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BASS & MARTIN ATTORNEYS  
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